

S/N 10/519,863

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	PHILLIPS	Examiner:	K. SCHAETZLE
Serial No.:	10/519,863	Group Art Unit:	3766
Filed:	DECEMBER 29, 2004	Docket No.:	14450.8USWO
Title:	PACEMAKER EVALUATION METHOD AND APPARATUS		

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**COMMUNICATION AND SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT (37 C.F.R. § 1.97(c))**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Communication Regarding Co-Pending Patent Applications

Please be advised of the following co-pending and commonly assigned patent applications:

U.S. Patent Application Serial No. 10/523,051, filed on February 2, 2005  
U.S. Patent Application Serial No. 10/520,096, filed on January 3, 2005  
U.S. Patent Application Serial No. 10/544,332, filed on December 29, 2004  
U.S. Patent Application Serial No. 10/761,899, filed on January 21, 2004  
U.S. Patent No. 7,338,447, issued on March 4, 2008

Information Disclosure Statement

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits, but before the mailing date of: i) a final action under 37 C.F.R. § 1.113; ii) a Notice of Allowance under 37 C.F.R. § 1.311; or iii) an action that otherwise closes prosecution on the application. Fees are being charged to an authorized credit card in the amount

of \$180 under 37 C.F.R. § 1.17(p) for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

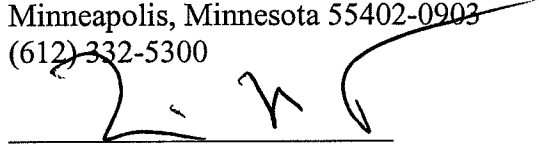
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: August 5, 2008

  
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